



DEPARTMENT OF THE NAVY
BOARD FOR CORRECTION OF NAVAL RECORDS
701 S. COURTHOUSE ROAD, SUITE 1001
ARLINGTON, VA 22204-2490

██████████
Docket No. 5581-23
Ref: Signature Date

██████████
██████████
██████████

Dear ██████████,

This is in reference to your application for correction of your naval record pursuant to Section 1552 of Title 10, United States Code. After careful and conscientious consideration of relevant portions of your naval record and your application, the Board for Correction of Naval Records (Board) found the evidence submitted insufficient to establish the existence of probable material error or injustice. Consequently, your application has been denied.

Although your application was not filed in a timely manner, the Board found it in the interest of justice to waive the statute of limitations and consider your case on its merits. A three-member panel of the Board, sitting in executive session, considered your application on 26 October 2023. The names and votes of the members of the panel will be furnished upon request. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, relevant portions of your naval record and applicable statutes, regulations, and policies.

The Board determined that your personal appearance, with or without counsel, would not materially add to their understanding of the issues involved. Therefore, the Board determined that a personal appearance was not necessary and considered your case based on the evidence of record.

You requested that your DD Form 214MC, Report of Separation from Active Duty dated 17 October 1973 reflect your total time in service. The Board, in its review of your entire record and application, carefully weighed all potentially mitigating factors, to include your assertions. Specifically, that you "believe that my DD 214 is incorrect. I have attached a listing of all the place that I was in the military; however, no one can seem to find my DD 214s. I was told by ██████████ that they were in ██████████ by ██████████. ██████████ said they did not know where they could be. I am asking that a deeper search done to see if my records can be found. In 1973, July, I joined the military. 1973, I was sent to ██████████ and ██████████. From ██████████ to ██████████. On October 26, 1973, landed in ██████████ I spent close to 10 months in ██████████ and no records are being shown, I saw murders, atrocities, crimes against nature, all kinds of stuff."

However, upon review of your record the Board concluded that you enlisted in the Marine Corps Reserve for 6 years on 10 August 1973. On 4 September 1973, you were issued Initial Active Duty for Training Orders for recruit training and joined for duty as a Recruit in ██████████ ██████████ on 5 September 1973. Shortly thereafter on 29 September 1973, you were subject to non-judicial punishment for violation of Article 86 - Unauthorized Absence from 0700 to 1200 on 28 September 1973.

On 6 October 1973, your Commanding Officer commented that "[t]his ██████████ is tired of the m.c. and wants to go home. I asked him if there were any reasons why I should consider his request to go home. His reasons were situational and extrapsyche rather than intrapsyche (personality deficiencies). He promised to go UA, steal a car, hurt someone, or do whatever is necessary to get home. I don't think he is salvageable." On 6 October 1973, your Battalion Commander stated that "██████████ is possessed of an incorrigible defective attitude. He has been a disrupting factor and disciplinary problem in each platoon for gross disregard of his Fire Watch orders in that he sat down and wrote a letter and told the other fire watch on duty to go to bed. He shows no respect for authority and is deliberately ineffectual. He refused to accept Office Hours for a minor UA offense and demanded a court-martial. When he discovered that he would not get a discharge by that route he accepted NJP. He has been repeatedly counselled regarding his infractions of regulations such as - Talking and smoking without permission, arguing with his Drill Instructors, refusing to perform correct PT, sleeping in classes, falling out of PT runs, etc: The Director of STB made the following comments --"This recruit has the ability to turn the tears on and off like water from a faucet. He wants out of the Marine Corps at any cost and will attempt anything to get out." Exhaustive efforts at counselling ██████████ ██████████ in the hopes of rehabilitating him have all failed. The loss of one half his free time and smoking privileges for one week, MOP, \$70 fine and seven days of CCP have also failed to help him. A General Discharge is in order."

Additionally, the Chief of Staff (Colonel) at ██████████ sent your mother a letter on 15 October 1973 informing her of your impending discharge as a result of your inability to adjust to the stress of Marine Corps life.¹

On 17 October 1973, you were discharged under honorable conditions and issued DD Form 214MC for your active duty service from 4 September 1973 to 17 October 1973. The Board could not find, nor did you provide evidence to substantiate your claim of additional military service beyond 17 October 1973, therefore a change to your record is not warranted.

¹ The Colonel's letter to your mother stated: "██████████, I am writing this letter to inform you 'that 'your son, ██████████ [SSN] USMC, will be discharged from the U. S. Marine Corps on 17 October 1973. His discharge is required because of he has been unable-to adjust to the stress Marine Corps life. ██████████ case has been thoroughly examined by both medical officers and Marine Officers whose findings were approved by the Commanding General. His discharge is simple recognition the fact that not everyone is suited for the life of a Marine. Let me assure, you, however, that ██████████ is in good health and can look forward to leading a normal in the civilian world. Let me assure you that we would not discharge him if he were in need of active medical attention. We regret the necessity to discharge ██████████ after so short a period of service in the Marine Corps. We feel, and I'm sure; you will agree, that such action is in his best interest. ██████████ discharge will be issued under honorable conditions and we feel as we hope you do, that his inability to adjust to Marine Corps life is far overshadowed by the importance of his demonstrated desire to serve his country."

You are entitled to have the Board reconsider its decision upon submission of new matters, which will require you to complete and submit a new DD Form 149. New matters are those not previously presented to or considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,

11/1/2023

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